

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
DOCKET NO. 3:09-cv-00047-W**

**CHASE BANK USA, N.A.,**

**Plaintiff,**

**vs.**

**EARL KELLEY LANE, Executor of the  
Estate of Lucile H. Lane,**

**Defendant,**

**vs.**

**NATIONS TITLE AGENCY, INC., and  
NATIONS TITLE AGENCY OF THE  
CAROLINAS, INC.,**

**Counterclaim Defendants.**

**ORDER**

This matter is before the Court on several motions: Nations Title Agency's Motion to Dismiss (Doc. No. 25); Earl Kelley Lane's Motion to Strike Specified Affirmative Defenses (Doc. No. 36); and Earl Kelley Lane's Motion to Compel Discovery (Doc. No. 41).

Pursuant to the oral ruling issued in open court following oral argument on these motions, the Court DENIES AS MOOT the Motion to Dismiss (Doc. No. 25), DENIES the Motion to Strike (Doc. No. 36), and GRANTS the Motion to Compel (Doc. No. 41), with the exception of that portion of Lane's motion that requested sanctions, which the Court DENIES.

IT IS SO ORDERED.

Signed: September 4, 2009



Frank D. Whitney  
United States District Judge

